



Consultation, IA <consultation@bia.gov>

1076-AF18

1 message

Allen Turner <turner@attorney.sbcba.org>

Thu, Aug 29, 2013 at 1:57 PM

Reply-To: turner@attorney.sbcba.org

To: consultation@bia.gov

Cc: LAWRENCE.ROBERTS@ios.doi.gov

ATTN: Elizabeth Appel, Office of Regulatory Affairs and Collaborative Action
Lawrence Roberts, DEPUTY ASSISTANT SECRETARY DOI

Kindly acknowledge receipt of this transmittal

Comments on Discussion Draft of Proposed Change to 25 CFR 83

1. Please Provide ACTUAL NOTICE to All Petitioners. BIA Office of Acknowledgment should make diligent effort to contact every Acknowledgment petitioner in order to notify them of the status of their quest for Federal Acknowledgement and to provide ACTUAL NOTICE to them of any and all future meetings, hearings, etc. Notice in the Federal Register is NOT Sufficient notice.

2. Please take particular heed of the comments made by California Indians regarding the inappropriateness of many of the section 83 "criteria" including state reservations, formal political tribalism. Further the BIA should take into account the unique situation of California Indians whose aboriginal political economies were destroyed by genocidal policies and practices by Spanish Missions, Gold Rush usurpation of lands, bounty wars against indigenous people, and the invasion of Indian country that has taken place over since the early 1800s.

Note well: California Indians' unique political, economic, and cultural histories warrant special treatment in the same manner as have the Indians of Oklahoma and the Native peoples of Alaska. California Indians are not, nor have they ever been, organized into political entities like the Iroquois Nations, the Caddo Tribes, the Cherokee, Chickasawa, etc of the East and Midwest.

Please read and comprehend Helen Hunt Jackson's "*Century of Dishonor*" which characterizes Federal treatment of California Indians in the 1800s.

Please also read "*A Second Century of Dishonor: Federal Inequities and California Tribes* (A report prepared by the UCLA American Indian Studies Center for the Advisory Counsel on California Indian Policy) by Carole Goldberg, JD and Duange Champagne, PhD. (see below *) at <http://www.aisc.ucla.edu/ca/Tribes.htm>

California Indians without a "tribe" but who have a Certificate of Degree of Indian Blood should be eligible for BIA services. The BIA could recognize these Indians under a generalized "California Indian Tribe" pending inclusion in another tribe. They should also be eligible for inclusion on a particular Petitioner's Tribal Roster regardless of whether the group maintaining the roster

is recognized by the USA.

4. You need help. and The Petitioners need help. I have contacts in the Anthropological and Legal community that might become available for assistance. Consider sponsoring or simply hosting BIA OFA research internships for graduate students in Anthropology, Sociology, History and Political Science to assist the Bureau and the Petitioners in evaluating existing documentation, assessing additional needs, conducting basic cultural, ethnohistorical, genealogical, and historical research. I am certain that many University Departments of Anthropology and other related disciplines would welcome opportunities for grad students to conduct real, meaningful research on their way to earning Masters Degrees and Ph.D.s .This could well be accomplished with little cost to Petitioners or to the BIA.

Thirty Years' delay is unconscionable. *De facto* Denial of Acknowledgment by attrition--- death, discouragement, and disillusionment all take their toll on the tribes quest for federal acknowledgment. Please do not make the 21st century the third "century of dishonor."

Respectfully submitted.

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Petitioner #201

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*** Advisory Council on California Indian Policy Act of 1992**

Pub. L. 102-416, Oct. 14, 1992, 106 Stat. 2131, as amended by Pub. L. 104-109, §14, Feb. 12, 1996, 110 Stat. 766; Pub. L. 105-294, §3, Oct. 27, 1998, 112 Stat. 2818, provided for the establishment of Advisory Council on California Indian Policy, consisting of 18 members, to develop list of tribes, to conduct a study of policies and programs affecting California Indians, to submit a report on the study no later than 36 months after first meeting of the Council, and to work with Congress, the Secretary, the Secretary of Health and Human Services, and the California Indian tribes, to implement the Council's proposals and recommendations, authorized the Council to appoint staff, hold hearings, establish task forces, accept funding from sources other than Federal government, and secure information from other Federal agencies, provided for termination of the Council on Mar. 31, 2000, and authorized \$700,000 in appropriations to carry out the provisions of this Act.

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9/9/13

DEPARTMENT OF THE INTERIOR Mail - 1076-AF18

SBCBA webstaff